

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION

FILED BY                      D.C.  
05 MAY 9 PM 2:34

ROBERT R. DI TROLIO  
CLERK OF U.S. DIST. CT.  
WD. OF TN.-JACKSON

UNITED STATES OF AMERICA,  
Plaintiff

v.

CR. NO. 1-04-10038

ELTON NANCE,  
Defendant

MOTION TO CONTINUE

Comes now the Defendant, ELTON NANCE, by and through his attorney, and moves this Honorable Court for an order of continuance for the sentencing hearing on the indictment in the above styled cause. In support of his motion, Defendant Nance would show the Court that:

1. Counsel for Defendant Nance received a copy of the Pre-Sentence Report in this matter on April 21, 2005. Counsel met with Defendant on April 28, 2005.
2. At that meeting several issues were identified including the acquisition of court documents.
3. Counsel for Defendant has been unable to obtain those documents and has not completed research of the issues in the intervening two weeks.

**MOTION GRANTED**

DATE: 9 May 2005

James D. Todd

This document entered on the docket sheet in compliance with Rule 55 and/or 32(b) FRCP on 05-10-05 U.S. District Judge

FILED BY 8 D.C.

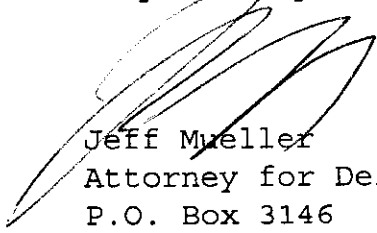
05 MAY 10 AM 8:17

ROBERT R. DI TROLIO  
CLERK OF U.S. DIST. CT.  
WD. OF TN.-JACKSON

Counsel for Defendant has conferred with opposing counsel.  
He has no objection to this motion.

WHEREFORE, premises considered, Defendant moves this  
Honorable Court for a continuance of the sentencing hearing in  
the above styled cause.

Respectfully submitted,



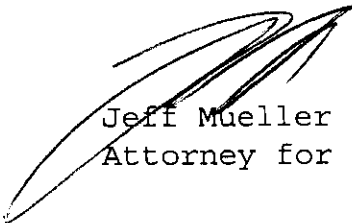
Jeff Mueller  
Attorney for Defendant  
P.O. Box 3146  
Jackson, TN 38303  
731-988-9900

CERTIFICATE OF SERVICE

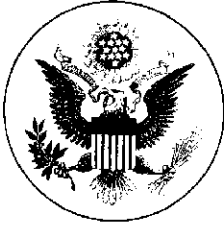
I certify that I have mailed, first class postage prepaid,  
or hand delivered a copy of the foregoing to:

Office of the United States District Attorney  
109 S. Highland Ave.  
3<sup>rd</sup> Floor  
Jackson, TN 38301

this the 8 day of May, 2005.



Jeff Mueller  
Attorney for Nance



## Notice of Distribution

This notice confirms a copy of the document docketed as number 110 in case 1:04-CR-10038 was distributed by fax, mail, or direct printing on May 10, 2005 to the parties listed.

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Jackson, TN 38301

Jeff Mueller  
LAW OFFICES OF JEFF MUELLER  
P.O. Box 3146  
Jackson, TN 38303

Honorable James Todd  
US DISTRICT COURT